

By: Cole

H.B. No. 2174

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a property owners' association to
3 require a fee for the review or approval of a proposed solar energy
4 device installation.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 202.010, Property Code, is amended by
7 adding Subsection (b-1) and amending Subsection (c) to read as
8 follows:

9 (b-1) A property owners' association may not include or
10 enforce a provision in a dedicatory instrument that requires a
11 residential property owner to pay a fee for the review or approval
12 of a proposed solar energy device installation.

13 (c) A provision that violates Subsection (b) or (b-1) is
14 void.

15 SECTION 2. This Act takes effect September 1, 2023.